

# **WEST VIRGINIA LEGISLATURE**

## **2022 REGULAR SESSION**

**Introduced**

### **Senate Bill 465**

BY SENATORS CLEMENTS, SWOPE, ROBERTS, ROMANO,

AND JEFFRIES

[Introduced January 24, 2022; referred to  
the Committee on Transportation and Infrastructure]

1 A BILL to amend and reenact §17-2A-2 of the Code of West Virginia, 1931, as amended, relating  
2 to removing the residency requirement for the Commissioner of the Division of Highways.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 2A. WEST VIRGINIA COMMISSIONER OF HIGHWAYS.**

**§17-2A-2. Qualifications; ~~residency and office requirements~~; devotion of full time to duties;  
supervisory authority; oath; bond.**

1 The commissioner shall be a person who is experienced in highway planning, finance,  
2 construction, maintenance, management, and supervision qualifying him or her for the duties of  
3 his or her office; shall devote his or her full time and attention to his or her official duties and  
4 responsibilities; shall ~~reside at and~~ maintain his or her office headquarters at the state capital;  
5 shall be the chief executive officer of the commission and, subject to other provisions of law, shall  
6 have direct and full control, management, and supervision of the entire state road program and  
7 system; and shall, prior to assumption of the duties of his or her office, take and subscribe to the  
8 oath prescribed by the Constitution and execute a bond, with surety approved by the commission,  
9 in the penal sum of \$25,000, which executed oath and bond shall be filed with the Secretary of  
10 State. Premiums on the commissioner's bond shall be paid from commission funds.

NOTE: The purpose of this bill is to remove the residency requirement for the Commissioner of the Division of Highways.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.